THIRTY-FOUR PAGES.

PRICE FIVE CENTS.

## IT LOOKS LIKE UNCLE JOE

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CANNON IS NOW THE FAVORITE FOR VICE-PRESIDENT.

#### The Booms of Fairbanks and Hitt Have peclined, and the Republican Leaders Have Become Convinced That Cannon is the Man to Nominate at Chicago.

WASHINGTON, May 28 .- The Vice-President pendulum, which was for several months fitfully suspended over the head of Senator Fairbanks of Indiana, recently swung out of its orbit and brought Speaker Cannon beneath its point. It then went still further out of plumb until it touched the venerable head of Congressman Hitt of Illinois, where, apparently, it was ready to stop. Now it has swung back, and it looks as if, after all, Uncle Joe would have to stop. Now it has swung back, and it to pay the forfeit.

When Mr. Cannon gave out his now emphatically as a statesman and politician can say anything, that he did not want the nomination and would not take it, he thought that he had pushed the pendulum aside for good. But as he was gayly taking leave of Washington, firm in the belief that he had no more serious business on his hands for the coming summer than to write the brief speech which he will deliver as permanent chairman of the Republican national convention, a colleague came up behind him in a spirit of fun, held his hand over him, and said: Heavy, heavy hange the pendulum

over thy poor head. Fine or superfine? Fine." quickly responded the Speaker. "You're it," promptly said his tormentor and you must pay the forfeit." Now, according to all the indications,

Mr. Cannon must accept the decision. The Fairbanks movement seems to have run its course, the pendulum has swung back from Hitt, and apparently it is going to remain suspended over the blond head of the Speaker. During the present week President Roosevelt has had many conferences with influential Senators and other Republicans, and as a result there is a firm conviction in the minds of those who are most closely identified with the preparations for the coming convention and the fall campaign that Mr. Cannon will be nominated on the ticket with Roosevelt and that he will not be able to decline.

The Hitt boom was spontaneous and popular for a time, but it began to decline when Mr. Hitt's age was taken into account and the fact became generally known that he is not sufficiently vigorous, mentally and physically, to be put in direct line for succession to the Presidency. Mr. Hitt is only two years older than Mr. Cannon, it is true, but practically he is at least ten years his senior. He will be 71 in January, and has the appearance of a man nearer 80, while Mr. Cannon, who is 69, is in all respects as young as most men of 55.

Mr. Hitt has all his life been a student and dreamer, while Mr. Cannon has been an active, hard working man d affairs and has managed to mix politics and play with his work to such an extent that the duties of his office have had little or no effect upon his mental and bodily strength He has always taken a very prominent part in the social life of Washington, has attended stag dinners and card parties, and has been known even to cut a pigeon wing occasionally at some of the informal denose which he has attended at the homes of his friends, while Mr. Hitt has remained almost secluded in his study or in the drawing room of his own residence. Mr. Hitt looked upon as an old man, while Mr. cannon is in as good trim to start in for a political campaign as he has been at any ime during the last fifteen or twenty years. It is conceded that Illinois will be one of the pivotal States this year, as much so as indiana, and Mr. Cannon's popularity with Republicans throughout the country, his tight grasp on the political situation in his own State and the prominence he has gained as Speaker of the House are all elements of strength to such a degree that the Republican leaders think his nomina-

tion would strengthen the ticket. The Republican leaders do not hope to get the consent of Mr. Cannon in advance, but it is the general opinion here among Republicans who have been giving much thought to the subject during the past few weeks that when the convention meets it will be found that the desire for his nomination is so general that it would be the part of wisdom to nominate him and that he will have no valid excuse for declining.

Among the Washington politicians the belief has therefore become fixed that the ticket which will be nominated at Chicago in June will be that of Theodore Roosevel of New York and Joseph G. Cannon of

#### PINNED IN SMASHED COUPE. Two Carriages Wrecked in Park Runaway

and Five People Hurt. Emil Baucamp of 158 West Thirty-fourth street was bowling along the East Drive in Central Park, in a carriage, yesterday afternoon, with two friends, when the two big bays he was showing off took fright near Sixty-fifth street. They galloped along the Drive at a breakneck pace, narrowly missing several vehicles, until they smashed into a coupé in which a man and a woman were being driven by Edward Hayes of 213

West Thirty-fifth street. Baucamp and his friends, Louis Heide of 158 West Thirty-fourth street and Henry Hiow of 124 West Thirty-fourth street, were hurled out. The coupé collapsed, with a wheel wrenched off, and the man and woman were pinned underneath its wreckage. The horses broke free and ran

on down the driveway.
Park Policeman John Murphy had to get an axe to break the glass doors of the coupé and the jammed woodwork so as to release the man and woman. Two women in a victoria came along, recognized the rescued pair and took them in, after Dr. Goldsmith of the Park ambulance had bandaged up their cuts and bruises. They refused to sive their names.

by their names.

Baucamp was picked up with a broken leg. Heide had a deep scalp wound and Hlow's nose was broken. They were treated by the doctor and sent home. The horses dashed to the bridle path, dragging what was left of Baucamp's carriage.

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Bank Presidents Sentenced to Prison.

INDIANAPOLIS, Ind., May 28.—Cyrus E. McGrady, former president of the Seymour National Bank, was this afternoon sentenced by Judge Anderson of the Federal court le six years in the United States prison at Leavenworth, Kan. Alfred C. Parker, former president of the First National Bank of Bedford, was sentenced to five dyears in the same prison.

BEWEY'S PORT WINE AND GRAPE JUICE B. T. Dewey & Seas Co., 128 Fulica St., New Yest.

WOMAN SUES GEO. B. HULME. Says He Agreed, Ten Years Ago, to Marry

Her and Hasn't Done So Yet. George B. Hulme, an Oxford man and well known whip, who is secretary and treasurer of the Insurance Exchange and member of the New York Athletic Club and the Manhattan Club, has been served by Howe & Hummel with the papers in a \$50,000 breach of promise suit brought by Nettie M. Hunter, who is now living at 2465 Broadway. Hulme has an office in the Empire Building and lives at the Rutland. 250 West Fifty-seventh street.

Miss Hunter swears that Hulme proposed to her and was accepted in 1893, but on various pretexts deferred fixing a wedding day. Meanwhile, she says, she has lived at his expense and made two trips to Europe with him. Her statements are supplemented by a stack of love letters says she met Hulme at a sociable in 1893 and gave him permission to call on her at famous interview in which he said, as 1 East Twenty-seventh street, where she was then living. He proposed, she says, after a brief acquaintance and was accepted after she had taken time to consider his offer.

In August, 1895, she says she accompanied him on a two months' trip to Europe and was introduced to his sisters and relatives abroad as his fiancée. Two years later, she says, she joined Hulme in Europe at his request and remained over there with him for three months. Upon her return she engaged the house at 104 West Seventy-fourth street, which he furished and she lived there for three years, Hulme paying the bills. Meanwhile she urged him to fulfil his promise of marriage, but was put off with the statement that his family affairs presented a temporary obstacle

"During all this time," says Miss Hunter's complaint, "the defendant never failed to assure me of his love and affection and of his desire to make me his wife."

Her allowance from Hulme of \$600 a month was cut to \$150 in October, 1900, and this amount was continued until April 1, 1904, when, she says, Hulme not only refused to marry her, but discontinued her allow-

Mr. Hulme said last night that Miss Hunter's allegations were untrue. Further than that he would not discuss the case.

#### SHOT DEAD BY A NEIGHBOR. Delaware County Farmer Killed and His Body Left in the Road.

COOPERSTOWN, N. Y., May 28.-Jothan day, one of the best known farmers of North Franklin, Delaware county, was shot and instantly killed by W. Henry Fritts at about o'clock yesterday afternoon. Gay was passing the house of Fritts when the latter rushed out with a rifle in his hand. When Gay was about a rod away Fritts lifted his gun to his shoulder and fired, the bullet passing through vital organs. Death resulted almost instantly, the murderer declaring that he walked to the spot and stood over his old neighbor watching him

breathe his last. Later on Fritta went to the Gay home-stead and, with an air of bravade, informed the dead man's wife that he had just shot her husband and that the body lay in the road where it fell. He then gave himself up to Justice of the Peace Miller and was taken into custody.

Meanwhile Ira, the only son of the murhorrified to find his father's dead body lying in the road. After trying in vain to lift it into the wagon he was obliged to move it to one side that he might pass.

Fritts alleges that Gay had destroyed his home, a fact which the other neighbors are very loath to believe.

Gay was 56 years of age and is survived by a wife and four children, Mrs. James Sperbuck and Mrs. Walter Cain, both of Oneonta: Miss Inez Gay, a graduate of the Oneonta Normal School, and now teaching at East Orange, N. J., and Ira Gay, who the homestead farm.

## COL. PITCHER'S LOVE AFFAIR.

To Be Court-Martialled for Jilting the Girl to Whom He Was Engaged. Washington, May 28.-After a careful investigation of the charges that Lieut.-Col.William L. Pitcher of the Twenty-eighth

Infantry jilted Miss Caroline Harrold of this nity, to whom he was engaged, the War Department has referred all the papers to Judge Advocate General Davis for the preparation of formal charges upon which trial by court-martial can be had, Col. Pitcher was called upon to explain

his conduct toward Miss Harrold and to tell why he had kept her in ignorance of his intentions not to marry her after formal announcement of their engagement. He explained that could he have told her nothing more than that he had changed his mind, and he thought to do this would have hurt her feelings. He said that he did write a letter to Miss Harrold, and the War Department will call upon Miss Harrold to turnish a copy of this letter to Gen. Davis before the formal charges are prepared. Friends of Miss Harrold say that the letter

can have no bearing on Col. Pitcher's silence after leaving Miss Harrold. Failing to hear from him she believed, they assert, that after going to New York he must have been taken suddenly ill. She was so worried over his absence that she asked some of er friends to find out if he was not in a pospital somewhere. Inquiry showed that Col. Pitcher was with his command on the Pacific Coast and in good health. It was then that complaint was made against him.

#### MARRIED AFTER AN ELOPEMENT. The Bride's Mother Insists That the Bride-

groom is Her Long Lost Son. CHICAGO, May 28 .- Once arrested as brother and sister eloping from their home, later discharged from custody, and finally married at the home of the young woman's

### OPPOSITION TO CORTELYOU.

U. S. SENATORS WHO WANT DRY-DEN TO RUN CAMPAIGN.

Think He Would He a More Efficacious National Chairman Than the President's Choice-Penrose's Visit Here to Consult--Unexpected Development.

President Roosevelt's selection of Secretary Cortelyou to be Republican national chairman has aroused antagonism where it was unexpected. It was learned last night that the recent visit of Senator Boles Penrose of Pennsylvania to New York city was for the purpose of consulting with Republicans about an effort to concentrate on some candidate for national chairman to defeat Secretary Cortelyou and that the opposition has selected John Fairchild Dryden, junior Republican United States Senator for New Jersey.

It is learned that the senior United States Senator for New Jersey, John Kean, is not at all unfavorably impressed with the suggestion that his colleague, Senator Dryden, would be the man to elect national chairman, and that in this matter he and Senator Penrose and their friends have the powerful support of United States Senator Eugene Hale of Maine.

It was said that the United States Senators who favor Mr. Dryden do so, first, because they are nettled at the idea that President Roosevelt should have selected Mr. Cortelyou without consultation with any of them or with any of the leaders of the party; second, because Mr. Cortelyou, in their opinion, is not the man for the substantial responsibilities of the place, being little known to the great financial interests whose aid must be sought in the coming battle, and third, because Senator Dryden is a millionaire a score of times over and is a good producer himself, besides having the confidence of the financial and commercial interests in all the great centres of the country.

Those in the movement to defeat the President's selection of Mr. Cortelyou declared that they would be successful in supplanting him with Senator Dryden at Chicago. They added that the opposition to the President's selection was growing and that more United States Senators than have been named believed that Senator Dryden should have the place.

President Roosevelt's friends at the Union League Club said last night that the United States Senators could howl all they liked, that the President had selected Mr. Cortelyou to be national chairman, and national chairman he would be.

#### HER TWO BATTLES FOR HORSES. Miss Whiting Relieves Two Teams and Wakes Up a New Cop.

Miss Bella Whiting, confidential secretary to a downtown broker, went to the rescue of four sick horses, had one driver arrested and made a complaint against a new cop for neglect of duty, all on her way home from work yesterday afternoon.

Miss Whiting, who says she knows a good deal about horses and has frequently had her name written on the big book in John P. Haines's humane headquarters at Twenty-sixth street and Fifth avenue, first had her attention attracted by a team of thin horses stranded with a truckload of furniture at Broadway and Prince street. She had a heart to heart talk with the driver, and after threatening to have h locked up for cruelty to animals saw him unhitch the horses and lead them away.

When Miss Whiting reached her home at 293 Third avenue she found everybody apparently waiting for her. The surface cars were blocked each way at Twentythird street by a black truck horse that had fallen from exhaustion and dragged down its mate. It took half a dozen street car employees and the driver twenty minutes o get the horses on their feet. Miss Whiting didn't say anything until she saw the driver start to hitch up the horses again. Then she went to Policeman Berg of the Eas Twenty-second street station, who hasn't been on the force long, and said:

"You're not going to let that man hitch up those poor horses again, are you?" "I guess the driver knows his business,

replied Berg. Miss Whiting said she knew the horses were sick, and declared that she wanted the driver arrested. Berg refused, and she went to the station house and told the circumstances to Sergt. Jordan. He sent word back to Berg to do his duty.

In the mean time, the cop saw a light and telephoned to the Haines society, and an S. P. C. A. officer was sent over in a hurry. He said that one or both of the horses ought to be shot, and arrrested the driver. The latter gave his name as Albert Seebald of 300 West 129th street. He is employed by the Roselle Transfer Company f 304 West 127th street.

"I wish I could afford to do nothing else but travel around the city protecting horses from cruel drivers," said Miss Whiting, when she saw the team led away by the Haines man.

#### MANICURIST'S BODY AT MORGUE. Girl Who Had Wealthy Women Patrons

Victim of Heart Disease. The body of Estelle Misguiche, the mani curist who was found dead in the hotel at 430 Columbus avenue, yesterday morning, was removed from the West Sixty-eighth street police station yesterday afternoon

to the Morgue, where it still lies.
Dr. H. A. Laurent of 84 West Ninety seventh street, who was called to the hotel, said yesterday that Miss Misguiche had been a patient of his for eight months. She was suffering from heart disease. She was taken suddenly ill early Friday morning and got a maid to telephone for him. Before he arrived she died.

Before he arrived she died.

Miss Misguiche had been living at 752

West End avenue with a Mrs. Newell, who
recently closed her house and went to the
country. Miss Misguiche took a reom at he hotel four days ago.

Her customers were wealthy women and her income was good.

#### OLD NEWSDEALER BADLY HURT. Cassel, for Thirty Years an East Side

Figure, Struck by Auto. Henry Cassel, 60 years old, newsdealer, whose shop at 145 East Twenty-ninth street has been patronized by East Siders for thirty years, tried to cross Lexington avenue at Thirtieth street yesterday afternoon at the same time that an automobile driven by Humphrey D. Davy of 187 East Fifty-fourth street turned into the cross

Cassel was knocked unconscious, and when Dr. Brooks took him to Bellevue Hospital he was found to be suffering from internal injuries which may be fatal. Davy was locked up in the East Thirty-

#### PANAMA NOW FOR SILVER. Resolution for a Gold Standard Rejected on the Final Beading.

Special Cable Despatch to THE SUN.

PANAMA, May 28 .- A resolution in favor of the gold standard was adopted in the Assembly of the Panama Republic yesterday, but that action was overturned to-day and the whole proposition was rejected. The circumstances under which this was done were peculiar.

Yesterday Delegate Vasquez and an alternate for Delegate Lastra voted for the adoption of the gold standard on the second reading. To-day in the voting on the third reading Sefior Vasquez changed over to silver and Senor Lastra, who was present, also voted for the adoption of that standard. This caused a tie vote, 16 for gold and 16 for silver. When the second vote on the proposition was taken there was the same According to the regulations of the Assembly when the same tie occurs twice the whole proposition is rejected.

The rejection of the plan has caused the greatest disgust here and business is paralyzed. Everybody was positive last night that the vote on the second debate had ended the vexatious question.

GERMAN SOLDIER'S HARD LUCK. Gets Seven Years Sentence for Innocent Remark About the Kaiser.

Special Cable Despatch to THE SUN. LONDON, May 28 .- The following astonishng story of terrible punishment in the German army has been published for twelve days without being contradicted,

so it may be accepted as a fact: A squad of soldiers were drilling near the line when the Kaiser's train passed The commanding officer ordered all to salute as the train passed by. Afterwards a sergeant overheard a private remark: The Kaiser might have left the train slow down so that we could catch a glimpse of him." The private was arrested, by court-martial, found guilty of lese majesté and sentenced to seven years penal servitude after being drummed out of the

The Spectator, commenting on this, asks: "Can we wonder that the internal condition of the German army is what it is, though externally it still looks so strong, efficient and well organized?"

#### THE WEYLER-GOMEZ ROW. Both Sides Request the Havana Papers to End the Dispute.

Special Cable Despatch to THE SUN HAVANA, May 28 .- The publication of he letter of former Captain-General Weyler to Gen. Gomez in regard to the death of his son, Francisco, and the former revolutionary commander's reply, has caused a bitter debate in the Spanish and Cuban news-

The former Captain-General of the island short time ago sent back the diary of Francisco Gomez, which was taken by the Spaniards when the old commander's son and Gen. Maceo died together at Punta Brava. In a letter to Gen. Gomez accompanying the diary, Captain-General Weyler stated that he forwarded it to the old veteran, because, among other things, it contained an entry which showed that Francisco had committed suicide. Gen. Gomes, in reply, stated that this was not

true-that his son had been murdered by the Spaniards. In discussing the letters the two Spanish papers have taken occasion to speak slightingly of Gen. Gomez. The Union Español Avisador Comercial blames Gen. Weyler for disturbing the peace among the Cubans and Spaniards. In order to quiet matters the Spanish Minister has written a letter to the two Spanish newspapers, the Union Español and the Comercial, asking them to let the matter drop. Gen. Gomez has also written to the press making a

#### similar request. FIGHT IN YALE COMMONS. Negro Walters Bang Each Other and

Throw Glassware-Students Desert. NEW HAVEN, May 28 .- There was a free for all fight among waiters in the Yale dining hall last night, in which glasses went whirling through the air, to land in front of

whirling through the air, to land in front of professors, instructors and students who were trying to eat their dinner. The students left the place, turning it over to the contestants until the police arrived and arrested two of the colored men.

There has been trouble in the dining hall ever since Thursday, when the men didn't get their pay because Capt. Smoke failed to reach the treasurer's office on time.

Most of the waiters quit work that night. All but fourteen returned yesterday. During the dinner hour last night Clarence Mackay and William Smith got into a fight over one man stealing bread from the other man's table.

other man's table.

other man's table.

The men began a hand-to-hand contest, and followed it up when they reached the kitchen, where one of the maids fainted during the turmoil. Still fighting, the men returned to the dining room, when an instructor, who had a glass just miss his head and break on his plate, called for the police. Smith was fined in the city court this morning.

Capt. Smoke imported fourteen strike breaking waiters to-day from New York. GEN. STEPHEN M. WELD MARRIES

Boston Man Weds Miss Waterbury, Who Is Said to Have Been His Housekeeper. Boston, May 28 .- Announcement was nade to-day of the marriage, on Thursday last, of Gen. Stephen M. Weld, a member of a prominent family, and Miss Susan Edith Waterbury. Gen. Weld has been a widower for some years, is 63 years old and has sev-eral grown children. His bride is said to

erai grown children. His bride is said to be about 40, and is reported to have been his housekeeper for some time. The announcement, published to-night, created considerable comment in Back Bay circles.

The ceremony was performed by Bishop Lawrence, but further particulars have not been given out. Gen. Weld left the Harvard law school, where he was studying, in 1861 to join the expedition that captured Hilton

to join the expedition that captured filled Head and Port Royal.

He was later commissioned a Lieutenant-Colonel and was brevetted a Brigadier-General for gallant conduct. He was taken prisoner twice and served on the staffs of Gens. FitzJohn Porter, R. Reynolds and After the war he organized the firm of Stephen M. Weld & Co., cotton merchants, and has amassed a fortune.

MINERS ESCAPE BLACK DAMP Though Badly Burned by an Explosion They

Climb an 80 Foot Shaft on a Ladder. WILKESBARRE, Pa., May 28.-William Ketcham and Thomas Williams, miners, were badly burned in an explosion at a were badly burned in an explosion at a air shaft in the Hillman colliery this afternoon and then to escape death had to climb to the top of the 80 foot shaft on a ladder. One of the men dropped his safety lamp. It broke and a body of gas wastignited. The explosion wrapped them in flames and burned them horribly. Knowing that they would be smothered by black damp if they stayed in the shaft, they climbed out despite their terrible sufferings.

## NON-UNION MAN MURDERED

"ENTERTAINED" TO DEATH ON HIS WAY HOME FROM WORK.

Man Bound Home From a New Haven Road Pier Set Upon in Jersey City and Beaten to Death-Women in Street Cars See the Attack-Larry Curran's Advice.

Larry Curran of Chicago, head of the Freight Handlers' Union, was quoted as saying in an address delivered to the New Haven line strikers on Friday at 208 East Broadway, this county:

"We want to keep away from saloons and use moral sussion, but we want to get a hold of these scabs and see that they're properly entertained, and you know how to do that. If they're properly entertained, you won't have 'em filling your places. It's your business to entertain them, if you have to. Take away their guns to defend yourselves, but don't carry any yourselves Understand?"

Eighteen freight handlers who had taken the places of some of the strikers at Pier 18, East River, at the foot of Murray street, started to their homes in the neighboring State of New Jersey at 6.30 o'clock last night under the protection of four New York policemen.

The party went by the Erie ferry from the foot of Chambers street. When they reached the slip at the Jersey City side of the river, the policemen returned. The party broke up into twos and threes and started to walk to their homes.

Dominick Sokotoski, 28 years old, of 238 Thirteenth street, Jersey City, and Peter Hoenizk, 28 years old, of 552 Henderson street, Jersey City, started home together, walking up Pavonia avenue. Near Barnum street there's an Erie railroad crossing. As Sokotoski and his companion approached the crossing they were met by a crowd of thirty or forty of the striking freight handlers. They carried no guns.

"Here's some of them now," shouted nan in the crowd. "Let's do the scabs." The crowd promptly closed in on the two nen. Sokotoski was struck several times with a cotton hook and then hit in the head with an iron rod, at the end of which was s big nut. He dropped in his tracks. Hoenizk was also struck several times.

The assault occurred in the middle of the eastbound street our tracks on Pavonia cars. A car on its way to the ferry was stopped by the crowd. A passenger, realizing what was going on, ran to a telephone and sent in word to the Second precinct police station, in Seventh street, and the reserves came down on the run.

They found both men so badly injured that they were removed to the City Hospital. Sokotoski died from his injuries jus after he got there. Hornizk, although somewhat battered up, will recover. Thomas Kehoe, the conductor of the

street car, saw most of the assault. He with August Lohse of 204 Hutton street, a passenger, told the police that they belived that they could pick out one of the

They mingled in the crowd and finally einted out Edward Griffin, 35 years old a longshoreman, of 438 Grove street, Jersey City. He was arrested. The attack on the non-union men also

stopped a northbound open street car. It was crowded with women, many of whom saw the attack and began to shriek. m a Dominican guerrilla and the It required the assurance of the police that there was no danger to quiet them

#### WALKING DELEGATE ARRESTED. Painter Said the Caller Threatened to Shoot Any Scab.

Samuel Cooper, a painter, came to the East Eighty-eighth street police station badly scared yesterday afternoon and demanded the arrest of Ettone Albagrotte. "I was working in the new building at Eighty-ninth street and First avenue. he told the cops, "when an Italian walking delegate came up and asked me if I belonged to the Painters' Union. I said I didn't. "Then you'll have to quit this job,' said

"I'll not. I'll see you hanged first,' I

said. "'All right,' he said. We'll see. "He pulled a big gun on me and told me he'd shoot any scab he saw. I ran back through the building, shinned down a fire

escape and came here." Detective Mallon went to the building and found there Albagrotte, who said he was a walking delegate for the Painters' Union. He was arrested and charged with disorderly conduct. No revolver was found on him.

SAVED THE MAY PARTY. Peliceman Dragged Two Blocks by Run

away-Driver Badly Hurt. About forty children on a May party while going to Mount Morris Park yesterday morning, were saved from being run down by a runaway horse at 119th street J. Farrell of the East 126th street station. The policeman's uniform was torn to shreds. The driver of the runaway, Thomas J. Clark of 1848 Park avenue, we thrown from his wagon, receiving several cuts about the face and having his right leg broken in two

face and having his right leg broken in two places.
Clark's horse got frightened at 116th street and started up the avenue at breakneck speed: Farrell was at 117th street. He dashed out to the middle of the avenue, and waited for the horse. He succeeded in catching the bridle, but the animal dragged him over the cobble stones while he tried to swerve it to the sidewalk.

The children saw their danger. Some of them got to the sidewalks, but the smaller ones stood still, too scared to run. Farrell, by making a strong effort, brought the horse

by making a strong effort, brought the horse to a stop within fifty feet of the little ones. The driver was picked up unconscious and taken to the Harlem Hospital.

#### CHICAGO TRACTION CO. WINS. Judges Uphold the 99 Year Franchise Act Under Which It Claims Right.

CHICAGO, May 28 .- The decision of Judges Grosscup and Jenkins, delivered in the United States Circuit Court this morning, upholds the ninety-nine year franchise extension act of 1865, passed by the State Legislature, under which the traction companies claim rights to their principal trunk lines until 1958 and 1960. The decision upheld the rights of the companies under all ordinances prior to

1875.

It gives the traction companies on the three sides of the city rights to their most important trunk lines until 1958 and 1960. Rights of many of the minor lines will expire from time to time as the ordinance periods expire. The expired franchises of the Chicago Passenger, Bailway, present the Chicago Passenger, Passenger, Passenger, Passenger, Passenger, Passenger, Passenger, Passenger, Passenger the Chicago Passenger Railway are validated.

The attorneys for the traction companies regard the decision as a signal victory.
The attorneys for the city say it is only a
partial defeat.

#### TO SQUEEZE MAY WHEAT SHORTS. Waterman of Albany in Chicago to Be In at the Killing on Tuesday.

CHICAGO, May 28 .- T. H. Waterman of Albany, N. Y., an extensive miller, reputed millionaire, a daring speculator and the man who is supposed to have Chicago elevator people and other May wheat shorts tied up for a bad squeeze next Tuesday, arrived on 'change shortly before the close to-day. He will be here at the killing the last day of the May contracts.

It is given out semi-authoritatively that the screws will be put on the Chicago May wheat shorts for a turn to \$1.10 a bushel as the deal ends.

One of the principal houses holding the Waterman lines of wheat said after the close that a great line was settled recently when the price jumped to \$1.01 and over. "But," said the commission man, "there

are always certain pockets of shorts in such a deal and these are the people who may have to settle at \$1.10 at the end." For the day the May price jumped about between 951/2 and 971/2 a bushel.

#### APARTMENTS FOR WOMEN ONLY. Widow of Senator Gibson to Run Them

for Fischer-Hansen Estate. Announcement was made yesterday that two apartment hotels for women will be opened on the West Side next fall. The Fischer-Hansen estate, which owns a couple of six story apartment houses on Ninetysecond street, between Central Park West and Columbus avenue, has decided that it will be more profitable to remodel them

for the exclusive use of bachelor women. The houses will be opened on Oct. 1 under the management of Mrs. Marietta H. Gibson, widow of United States Senator Charles H. Gibson of Maryland. They will be known as the the Ratcliffe and the Pocahontas. The elevators will run all night.

#### DEADLY FIGHT UNDERGROUND. Mine Contractor Shoots and Kills a Negro Who Attacked Him.

BIRMINGHAM, Ala., May 28 .- Will Harkins, contractor for the Corona Coal and Iron Company at Corona, had a desperate fight in the mines early this morning with Willis Brewer, a negro. The fight took place a mile underground and there were no wit-

nesses to the affair. The negro had a big stick and was beating the white man terribly when the latter pulled his pistol and fired six shots into the man's body, killing him. The combatants had little miner's lamps on their caps. Harkins surrendered and gave bond for \$2,000, after which he was released.

#### SHE PREFERRED THE STEER AGE. Miss Honeychurch Didn't Like the Company

in the Second Cabin. Miss Elizabeth Honeychurch, who arrived yesterday aboard the Cunarder Lucania from Liverpool and Queenstown is somewhat sensitive, and when some of her fellow passengers in the second cabin persisted in poking fun at her because of her peculiar name she disappeared from among them. A rumor got around that she had fallen or jumped overboard Nothing had happened to her, however. She simply had decided to spend the rest of the trip in the steerage, and she did not return to the second cabin until the ship was coming into port yesterday morning.

## TOOK OWNER FOR A ROBBER.

House, and Stop Him With Revolvers. WILKESBARRE, Pa., May 28.-F. M. Everett, cashier of the First National Bank of Freeland, had a narrow escape from being shot for a burglar this morning. As it was, he was captured, and with two big revolvers

thrust against his back was marched to a light before be was identified. At 1 o'clock this morning Dr. William Alden saw a man shabbily dressed and wearing a slouch hat prying open a window at the side of Everett's house. Alden was unarmed, so he ran to his friend, August Brehm, and the two, with revolvers cocked, returned to the scene. By that time the man had opened the window and was crawling in. Their first impulse was to shoot but they decided to take him at a disad-

vantage and capture him. "Hands up!" they ordered, Everett dropped, and his hands went into the air. Then they led him to the light and learned his identity. He had returned from a fishing trip and had lost his latchkey.

### MADE WIFE THINK HIM DEAD.

Her Husband Sent Her a Death Notice She Says, and She Married Again. BROCKTON, Mass., May 28 .- Thinking her husband dead, Mrs. Carrie E. Groves, now of this city, married another man in Maine. The first husband, Harvey G. Groves, who is now awaiting the decision of the Grand Jury at Plymouth for assaults on his wife, appeared soon after her second marriage to Urias M. Beckler, then of Reading and

now of Summer, Me. She had received a notice of his death from a newspaper and a certificate that appeared to have been signed by a doctor, saying that Groves had died of diphtheria. How did those notices come to you?

Mrs. Groves was asked last night. "My husband sent them," she replied. He told me that he did and that his object was to lay a trap for me. I fell into it. After her husband reappeared on the scene Mrs. Groves left the man to whom she had been illegally wedded. She will

#### now seek a divorce from the other. CAR BURNED MERRILY. Load of Passengers Tumbled Off Hotfoot

in More Ways Than One. Eighty-sixth street crosstown car 586 pulled in at Central Park West shortly after 6 o'clock last evening with the bottom of the car ablaze. A badly scared lot of passengers tumbled out, their eyes full of smoke and their feet hot.

By the time the fire engines arrived the car was burning merrily, with a big crowd watching it.

Motorman John Donlon and Conductor Al Brenner said the shoe had got twisted with the third rail.

# Small Girl Tried to Stop Runaway.

Marie Lenning, 9 years old, of 842 Central avenue, Jersey City, was injured yesterday while trying to stop a runaway horse attached to a provision dealer's wagon in front of her home. She bravely attempted to grab a trailing rein and the horse knocked

## TAKE DALNY NEXT.

## Japanese Now Reported to Be Attacking That Place.

## ROUT AT NANSHAN HILL

#### Russians Lost Fifty Guns and Left 400 Dead.

Loss of 3,000 Killed and Wounded Admitted by the Japanese-Heavier Loss Prevented by Cutting Wires Connects ing the Russian Mines-Gen. Fock Reported Wounded in the Kinchau Fight-European Experts Believe Port Arthur Will Fall Within a Month-Gen Kouropatkin Reports Some Skirmishing With Kuroki's Army in the North,

Special Cable Despatches to THE SUR. ROME, May 28 .-- A despatch from Tokic says Major-Gen. Fock, the commander of the Fourth Siberian Rifles, was severely wounded at Kinchau.

The Japanese are now attacking Dalny. Tokio, May 28 .- The Russians have abandoned Nankwanling, toward which they retreated on Thursday afternoon; when they were routed at the point of the bayonet from Nanshan Hill. They have been driven from Sanshilipu and are now

retreating to Port Arthur. ST. PETERSBURG, May 28 .- The authorities here are still without official news of the fighting at Kinchau and the present situation. It is stated that Gen. Kouropatkin has received some details from Gen. Sake haroff, which will be transmitted to the Czar to-morrow.

A despatch from Harbin reports that the Japanese engaged in the battle numbered 40,000, of whom more than 10,000 were killed

WASHINGTON, May 28 .- The Japanese Legation made public here to-day the following despatch received from the Japanese Foreign Office at Tokio and dated to-day: "Commander of the army attacking Kushan reports that a detachment of our

engineers, occupied Nankwanling on the morning of May 27. "Enemy fled in the direction of Port Arthur, after burning the railway station

troops, consisting of infantry, artillery and

at Sanshilipu, northwest of Dalny. "Our troops captured, on May 26, fifty guns, besides many other things. "The number of the enemy's dead alone and left on the battlefield amounted to 400.

Our casualties, including killed and

### wounded, are estimated at 3,000. JAPANESE LOST 3.000

Details of the Flerce Fighting on Nameha HIII. Special Cable Despatch to THE SUE. TORIO, May 28 .- The Russians left 400 dead on the field after the fights at Kincheu and Nanshan hill. The Japanese casualties

in killed and wounded amounted to 3,000. The rushes of the Japanese troops up the slopes to the positions from which the Russians were to be driven were executed in the most brilliant manner. The most notable feature of the fighting was the manner in which all the Japanese move-

ments were made in unbroken order. The Russians had at Nanshan fifty cannon of mixed calibre, besides two batteries of quick firers, concealed in the shelter of loopholed trenches. The quick firers retired to the highest positions during the climax of the battle. The Japanese artillery silenced the Russian cannon at 11 o'clock in the morning and then the infantry advanced under a very severe fire and penetrated to within 500 metres of the Russian lines. There they were stopped by entanglements and mines. Meanwhile the Russian infantry and quick firers kept up

an unabated fire. Finally, the Japanese infantry secured position within 200 metres and repeatedly charged openings in the entanglements. Men were killed within twenty metres of

the trenches. Then the Japanese artillery bombarded the Russian position again, and finally, in the evening, the entire Japanese line rushed the weakest points and carried the hill, capturing all the guns in their emplace-

ments. The Russians fled southward. The Japanese engineers skilfully discovered and destroyed the electric wires connected with the Russian mines. Con-

sequently they did not explode. It is believed here that Gen. Stoessel, the Russian commander of Port Arthur, had personal command of the forces that opposed the Japanese. The defenders comprised the bulk of the Port Arthur garrison. The Russian losses in the fight-

ing about Kinchau are estimated at 2,000. TOLD IN OFFICIAL BUGGETS. WASHINGTON, May 28 .- Further details of the battle of Nanshan Hill are contained in the following despatch, received at the Japanese Legation this afternoon from

the Imperial Government at Tokio: "The attack on the enemy at Nanshan Hill commenced at 2:35 A. M. of the 25th. The enemy's defensive works were of almost permanent nature and their artillery consisted of fifty guns of various calibres and two quick firing field artillery companies. Their infantry ranged in two or three lines in covered trenches with loopholes, and emplaced machine guns on important

points and offered a stubborn resistance, "We ranged all our field guns upon the forts and the enemy's principal artillers